

APR - 3 2009

BEFORE THE  
LABOR AND INDUSTRIAL COMMISSION  
JEFFERSON CITY, MISSOURI

LABOR AND INDUSTRIAL  
RELATIONS COMMISSION

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Objection to Annual Wage Order No. 16

By Mechanical Contractors Association of Eastern Missouri, Inc.

OBJECTOR

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COMES NOW the Mechanical Contractor Association of Eastern Missouri, Inc. (the "MCA") and files its objection to Wage Order No. 16 as it relates to the prevailing wages to be paid on Saturdays for the occupational titles of Pipe Fitter and Plumber within the City of St. Louis and the Missouri Counties of: Adair, Audrain, Bollinger, Boone, Butler, Callaway, Cape Girardeau, Camden, Carter, Chariton, Clark, Cole, Cooper, Crawford, Dent, Dunklin, Franklin, Gasconade, Grundy, Howard, Howell, Iron, Jefferson, Knox, Lewis, Lincoln, Linn, Livingston, Macon, Madison, Maries, Marion, Mercer, Miller, Mississippi, Moniteau, Monroe, Montgomery, New Madrid, Oregon, Osage, Pemiscott, Perry, Phelps, Pike, Pulaski, Putnam, Ralls, Randolph, Reynolds, Ripley, St. Charles, St. Francois, Ste. Genevieve, St. Louis, Schuyler, Scotland, Scott, Shannon, Shelby, Stoddard, Sullivan, Texas, Warren, Washington, Wayne, and all other territory that may have been allotted by the United Association of Journeymen and Apprentices of the Plumbing and Pipefitting Industry of the United States and Canada (hereinafter referred to as the "MCA Counties"). In support of its objection, the MCA states as follows:

1. The MCA, with its principal office in Saint Louis County, Missouri, is a non-profit construction trade association representing union affiliated mechanical contractors incorporated in the State of Missouri. Members of the MCA employ individuals who work as "Pipe Fitters" as that term is defined at 8 CSR 30-3.060(T). The MCA is also party to a

collective bargaining agreement covering "Plumbers" as that term is defined at 8 CSR 30-3.060(R).

2. Wage Order No. 16 sets out the proposed prevailing hourly wage rates in the MCA Counties for individuals classified as Pipe Fitters and Plumbers. Wage Order No. 16 states that Pipe Fitters and Plumbers shall be governed by Overtime Schedule No. 91. Overtime Schedule No. 91 provides, among other things, that work performed on a Saturday shall be paid at double (2) time rate of pay.

3. The MCA asserts that the correct prevailing wage for Pipe Fitters and Plumbers performing work in the MCA Counties on a Saturday is time and one-half (1 ½).

4. The MCA's assertion is based upon the terms of the collective bargaining agreement, attached hereto and marked Exhibit A, which has been in effect between the MCA and the Plumber's and Pipe Fitter's Association, Local No. 562 ("Local 562") since January 1, 2000, and which remains in effect through June 30, 2010. Article 6 of the collective bargaining agreement states that work performed by Pipe Fitters and Plumbers on a Saturday within the MCA Counties shall be paid at a rate of time and one-half (1 ½).


5. The practice of time and one-half (1 ½) pay for work performed by Pipe Fitters and Plumbers on a Saturday within the MCA Counties is a long-standing practice, in that even the previous collective bargaining agreement between the MCA and Local 562, attached hereto and marked Exhibit B, effective January 1, 1996, provided within Article 6 for pay at only time and one-half (1 ½) for work performed by Pipe Fitters and Plumbers on a Saturday in the MCA Counties.

6. For all of the foregoing reasons, the MCA respectfully requests that Wage Order No. 16 be modified to reflect that Pipe Fitters and Plumbers receive overtime pay for worked



performed on a Saturday within the MCA Counties at time and one-half (1 ½) and not double (2) time.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'D. Collins', written over a horizontal line.

Dennis G. Collins

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